

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**


|                                       |   |                      |
|---------------------------------------|---|----------------------|
| <b>RICHARD WILLIAM PAYNE</b>          | ) |                      |
|                                       | ) |                      |
| <b>v.</b>                             | ) | <b>3-05-CV-369-D</b> |
|                                       | ) |                      |
| <b>UNITED STATES MARSHAL'S OFFICE</b> | ) |                      |

**ORDER**

After making the review required by 28 U.S.C. § 636(b), the Court finds that the Findings, Conclusions and Recommendation of the Magistrate Judge are correct, and they are adopted as the findings and conclusions of the Court.

It is therefore ordered that petitioner's motion for expunction of frivolous arrest records is denied.

December 5, 2005.

  
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**SIDNEY A. FITZWATER**  
**UNITED STATES DISTRICT JUDGE**